

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

KEILA PINHEIRO,

Plaintiff,

v.

WASHINGTON MUTUAL BANK, F.A.,  
JPMORGAN CHASE BANK, N.A., and  
DOES 1-20,

Defendants.

Case No. 12-cv-05165 NC

**ORDER REFERRING CASE TO  
ADR UNIT FOR ASSIGNMENT  
TELEPHONE CONFERENCE**

Pursuant to Civil Local Rule 16-8 and ADR Local Rule 2-3, the Court refers this foreclosure-related action to the Alternative Dispute Resolution (ADR) Unit for a telephone conference to assess this case's suitability for mediation or a settlement conference.

Plaintiff and Defendants' counsel shall participate in a telephone conference, to be scheduled by the ADR Unit as soon as possible but no later than November 29, 2012.

Plaintiff and Defendants' counsel shall be prepared to discuss the following subjects:

- (1) Identification and description of claims and alleged defects in loan documents.
- (2) Prospects for loan modification.
- (3) Prospects for settlement.

The parties need not submit written materials to the ADR Unit for the telephone conference.

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ORDER REFERRING CASE TO ADR  
UNIT

1           In preparation for the telephone conference, Plaintiff shall do the following:

2           (1)    Review relevant loan documents and investigate the claims to determine  
3 whether they have merit.

4           (2)    If Plaintiff is seeking a loan modification to resolve all or some of the claims,  
5 Plaintiff shall prepare a current, accurate financial statement and gather all of the  
6 information and documents customarily needed to support a loan modification request.  
7 Further, Plaintiff shall immediately notify Defendants' counsel of the request for a loan  
8 modification.

9           (3)    Provide counsel for Defendants with information necessary to evaluate the  
10 prospects for loan modification, in the form of a financial statement, worksheet or  
11 application customarily used by financial institutions.

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13           In preparation for the telephone conference, counsel for Defendants shall do the  
14 following:

15           (1)    If Defendants are unable or unwilling to do a loan modification after receiving  
16 notice of Plaintiff's request, counsel for Defendants shall promptly notify Plaintiff to that  
17 effect.

18           (2)    Arrange for a representative of each Defendant with full settlement authority to  
19 participate in the telephone conference.

20           The ADR Unit will notify the parties of the date and time the telephone conference  
21 will be held. After the telephone conference, the ADR Unit will advise the Court of its  
22 recommendation for further ADR proceedings.

23           //

1 For additional guidance, Plaintiff may refer to the Court's Pro Se Handbook,  
2 available on the Court's website at <http://www.cand.uscourts.gov/prosehandbook>, or  
3 contact the Legal Help Center, which provides information and limited-scope legal advice  
4 to pro se litigants in civil cases. The Legal Help Center requires an appointment, which can  
5 be made by calling (415) 782-9000 x8657.

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7 IT IS SO ORDERED.

8 Date: October 25, 2012



9 Nathanael M. Cousins  
United States Magistrate Judge

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